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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/678,595 | 10/04/2000 | Ernest S.Y. Wong | 391442004300 | 8464 |

25225 7590 03/08/2005
MORRISON & FOERSTER LLP
3811 VALLEY CENTRE DRIVE
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SAN DIEGO, CA 92130-2332

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| EXAMINER |
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LIU, HONG

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| ART UNIT | PAPER NUMBER |
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1624

DATE MAILED: 03/08/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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|---------------------------------|--------------------------|--|---------------------|-------------------------------------|
| APPLICATION NO./ CONTROL NO. | FILING DATE 10/4/2000 | FIRST NAMED INVENTOR/ PATENT IN REEXAMINATION | ERNEST S Y. WONG | ATTORNEY DOCKET NO. 391442004300 |
|---------------------------------|--------------------------|--|---------------------|-------------------------------------|

EXAMINER

TUCKER, Z.

ART UNIT

PAPER

1624

18012005

DATE MAILED:

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Commissioner for Patents

EXAMINER'S AMENDMENT

This correspondence accompanies a response to applicants amendment filed 16 April 2004, under 37 C.F.R. 1.312.

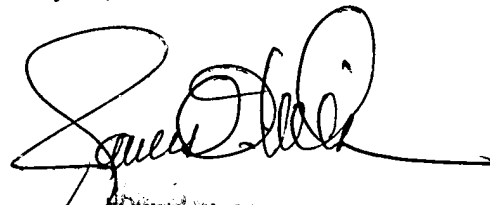
An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Carolyn A. Favorito on 14 January 2005. Examiner's Amendments are permitted after allowance provided said amendments are merely the correction of formal matters, not changing the scope of the claim (MPEP 714.16). Ms. Favorito requested that allowed claim 22 be amended as follows:

IN THE CLAIMS –

In claim 22, the entire line which reads “each B is independently halo, hydroxy, carboxylate, carbamate ester or carbonate ester;” has been deleted.

end of amendment


JAMES C. SMITH
SUPERVISORY PATENT EXAMINER
TECHNICAL CENTER 1800

| | | | |
|---|------------------------|---------------------|--|
| Response to Rule 312 Communication | Application No. | Applicant(s) | |
| | 09/678,595 | WONG ET AL. | |
| | Examiner | Art Unit | |
| | Zachary C. Tucker | 1624 | |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 16 April 2004 under 37 CFR 1.312 has been considered, and has been:

a) ☒ entered.

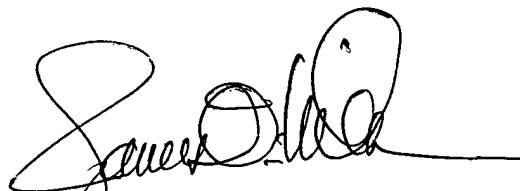
b) ☐ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☐ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.


JAMES O. WILSON
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 1600

ATTACHMENT: (PTO-90) WITH EXAMINER'S AMENDMENT.